

ATTY. DOCKET NO. SALK3130-1J
(088802-9705)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Downes et al.

Application No.: 10/535,041

Filed: 11/14/2003

For: NON-STEROIDAL FARNESOID X
RECEPTOR MODULATORS

Group Art Unit: 1645

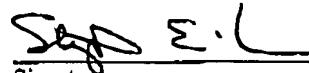
Examiner: Unknown

Confirmation No. 2217

) CERTIFICATE OF FACSIMILE TRANSMISSION

) I hereby certify that the documents referred to as enclosed
herein are being facsimile transmitted to: Commissioner
for Patents, P.O. Box 1450, Alexandria VA 22313-1450

) Stephen E. Reiter, Reg. No. 31,192
(Name of person mailing paper)

 May 8, 2006
Signature Date

Commissioner for Patents
P.O. Box 1450
Washington, D.C.

RENEWED PETITION UNDER 37 CFR §1.47(a)

Sir:

Applicant hereby requests reconsideration of the Decision on Petition Under 37 CFR 1.47(a) dated March 22, 2006, pursuant to the petition initially submitted to the United States Patent and Trademark Office on December 28, 2005, to accept the papers submitted therewith for completion of the filing requirements in the above-identified application.

As acknowledged at page 3 of the Decision on Petition Under 37 CFR 1.47(a) dated March 22, 2006, "Petitioner has satisfied requirements (1), (2) – [sic—and] (4) of 37 CFR 1.47(a) but not item (3) under 37 CFR 1.47(a)." The Decision further asserts that, "[r]egarding requirement (3), petitioner has not provided a statement of the last known address of the missing inventors in the petition" (page 3 of the Decision on Petition Under 37 CFR 1.47(a) dated March 22, 2006). Contrary to the assertion in the Decision, the last known addresses for each of the missing inventors are

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included as part of the partially executed "Declaration and Power of Attorney" as originally submitted along with the initial petition dated December 28, 2005.

Thus, while petitioner disagrees with the assertion that item (3) under 37 CFR 1.47(a) has not been satisfied, in order to expedite prosecution of this application, provided herewith, expressly within the body of this renewed petition, are the last known addresses for each of non-signing inventors Robert Hughes, K.C. Nicolau and Anthony J. Roecker, as follows:

Robert Hughes
800 N. Lindberg, Q403
Creve Couer, Missouri 63167

K.C. Nicolau
9625 Blackgold Road
La Jolla, California 92037

Anthony J. Roecker
3337 Clairemont Drive, #4
San Diego, California 92117

Based on the foregoing, it is submitted that Applicants have fully satisfied all of the requirements of 37 CFR 1.47(a). Accordingly, reconsideration and granting of the Petition Under 37 CFR 1.47(a) are respectfully requested.

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The petition fee of \$130.00 has already been submitted. Accordingly, no further fees are due in conjunction with this submission. If, however, any fees are due in conjunction with this submission, the Commissioner is hereby authorized to charge any other fees that may be required by this paper or credit any overpayment to Deposit Account No. 50-0872.

Respectfully submitted,

Date: May 8, 2006
FOLEY & LARDNER LLP
Customer Number: 30542
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By Stephan E. Reiter

Stephen E. Reiter
Attorney for Applicant
Registration No. 31,192

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